

ESTTA Tracking number: **ESTTA760054**

Filing date: **07/22/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92063879
Party	Defendant MRD Productions LLC
Correspondence Address	MRD PRODUCTIONS LLC 1608 MAXWELL DRIVE WALL TOWNSHIP, NJ 07719 UNITED STATES uspto@trademarks411.com
Submission	Answer
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Date	07/22/2016
Attachments	Answer to Petition to Cancel - 92063879.pdf(1047972 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

JETT & AXL, LLC,	-----X	
	:	
Petitioner,	:	
	:	Cancellation No. 92063879
- v -	:	Reg. No. 4,691,959
	:	
MRD Productions LLC,	:	
	:	
Registrant.	:	
	-----X	

ANSWER TO PETITION TO CANCEL

MRD Productions LLC (“Registrant”), a limited liability company organized in accordance with the laws of the State of Delaware, with a principal place of business at 1608 Maxwell Drive Wall Township, New Jersey 07719, through its attorneys, Gottlieb, Rackman & Reisman, P.C., answers the Petition to Cancel on knowledge as to itself and otherwise on information and belief as follows:

1. Registrant admits that the trademark applications noted in paragraph 1 appear to be pending applications at the USPTO, but is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations in paragraph 1 of the Petition to Cancel and therefore denies the same.
2. Registrant is without knowledge or information sufficient to form a belief as to the truth of the allegation in paragraph 2 of the Petition to Cancel and therefore denies the same.
3. Registrant denies the allegations in paragraph 3 of the Petition to Cancel.
4. Registrant denies the allegations in paragraph 4 of the Petition to Cancel.
5. Registrant denies the allegations in paragraph 5 of the Petition to Cancel.

6. Registrant is without knowledge or information sufficient to form a belief as to the truth of the allegations in the first sentence of paragraph 6 and therefore denies the same and otherwise Registrant denies the allegations in paragraph 6 of the Petition to Cancel.

7. Registrant denies the allegations in paragraph 7 of the Petition to Cancel.

AFFIRMATIVE DEFENSES

8. The Petition to Cancel fails to state a claim upon which relief can be granted.

9. Petitioner's allegations of fraud in the procurement of Registration No. 4,691,959 are merely conclusory and unsupported by factual averments.

10. The Petition to Cancel fails to state its alleged fraud claim with sufficient particularity.

11. Registrant has not abandoned the mark of its Registration No. 4,691,959.

12. Registrant has not committed fraud on the USPTO.

WHEREFORE, Registrant respectfully requests that the Board dismiss the Petition to Cancel with prejudice.

Dated: New York, New York
July 22, 2016

Respectfully submitted,

GOTTLIEB, RACKMAN & REISMAN, P.C.



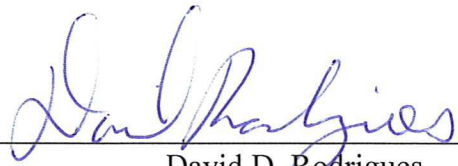
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing ANSWER TO PETITION TO CANCEL was served on counsel of record for Petitioner, on July 22, 2016 via first class mail, postage prepaid, addressed as follows:

Peter J Vranum
Gordon Herlands Randolph & Cox LLP
355 Lexington Avenue
New York, NY 10017

Dated: July 22, 2016



David D. Rodrigues